

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

----- :  
HOFFMANN-LA ROCHE INC., :

Plaintiff, :

v. :

APOTEX INC. and APOTEX CORP., :

Defendants. :  
----- :

Civil Action No. 07-4417 (SRC) (MAS)  
Civil Action No. 08-3065 (SRC) (MAS)  
Civil Action No. 08-4053 (SRC) (MAS)  
(consolidated with 07-4417 for all purposes)

**ORDER**

----- :  
HOFFMANN-LA ROCHE INC., :

Plaintiff, :

v. :

COBALT PHARMACEUTICALS INC., :  
and COBALT LABORATORIES, INC., :

Defendants. :  
----- :

Civil Action No. 07-4539 (SRC) (MAS)  
Civil Action No. 07-4540 (SRC) (MAS)  
Civil Action No. 08-4054 (SRC) (MAS)  
(consolidated with 07-4539 for all purposes)

**CHESLER, U.S.D.J.**

This matter comes before the Court on the motion for summary judgment, pursuant to Federal Rule of Civil Procedure 56, that Defendants infringe the '814 patent by Plaintiff Hoffman-La Roche Inc. ("Roche"), against Defendants Cobalt Pharmaceuticals Inc. and Cobalt Laboratories, Inc. (collectively, "Cobalt") and Apotex Inc. and Apotex Corp. (collectively, "Apotex"); and the Court having considered the parties' submissions; and for the reasons stated in the accompanying Opinion, and good cause appearing

**IT IS** on this 24th day of August, 2010,

**ORDERED** that Roche's motions for summary judgment (Docket Entry No. 185 in Civil

Action No. 07-4417 and Docket Entry No. 241 in Civil Action No. 07-4539) are **GRANTED**, and Judgment on Roche's claim for infringement of the '814 patent is hereby entered in favor of Roche and against all Defendants, in all the above-cited cases.

s/ Stanley R. Chesler  
Stanley R. Chesler, U.S.D.J.